

### **REMARKS**

Claims 1-38 are pending. Claims 19-25 and 33-38 have been cancelled without prejudice as a result of the restriction requirement. Applicant reserves the right to pursue these claims in a divisional application. On entry of these amendments, claims 1-18 and 26-32 will be pending.

### **Restriction Requirement**


The Applicant is electing to prosecute group I, which corresponds to claims 1-32. Claims 33-38 are being cancelled without prejudice as a result of the restriction requirement. The Applicant is also electing Species A (shown in Figures 1-4 and 14-16). Claims 1-18 and 26-32 cover lancing devices such as, for example, those shown in FIGs. 1-4 and 14-16. Claims 19-25 are being cancelled without prejudice as a result of the species election.

### **Conclusion**

The Applicant submits that the claims are in a condition for allowance and action toward that end is earnestly solicited. The Applicant is submitting a Petition for a One Month Extension of Time, along with a check in the amount of \$120.00 for the extension fee. It is believed that no other additional fees are due; however, should any additional fees be required (except for payment of the issue fee), the Commissioner is authorized to deduct the fees from Bayer Healthcare LLC Deposit Account No. 13-3375(MSE-#2671).

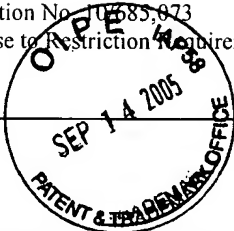
Respectfully submitted,

September 12, 2005  
Date

  
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ATTORNEY FOR APPLICANT

Application No. 10685,873  
Response to Restriction Requirement dated July 18, 2005



**CERTIFICATE OF MAILING**  
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to:  
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Elizabeth Gettins